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Attorney for Defendant
TERRY LE CLAIR

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

TERRY LE CLAIR,

Defendant.

Case No.: 2:22-cr-00197-JAM

**STIPULATION AND ORDER
CONTINUING STATUS CONFERENCE**

STIPULATION

Defendant Terry Le Clair, by and through his undersigned counsel, and Plaintiff United States of America, by and through its counsel of record, hereby stipulate as follows:

1. By previous stipulation and order of the Court, the Status Conference in this matter was set for August 22, 2023. The parties now seek to vacate that date and request the matter be reset for November 28, 2023 at 9:00 AM. The defendant agrees to waive time under the Speedy Trial Act pursuant to Local Code T4, defense preparation, up to and through the November 28, 2023 date.
2. To date, defense counsel has received over 1000 pages of documents and 8 audio files. The government has represented that additional discovery, including numerous photographs, are available to view at its Roseville, California office, and

1 that its investigation is ongoing.

2 3. At this time, counsel for defendant requires additional time to conduct investigation
3 and research related to the charges, review discovery for this matter, discuss
4 potential resolutions, and to otherwise prepare for trial.

5 4. The parties stipulate that the failure to grant the above-requested continuance would
6 deny defense counsel reasonable time necessary for effective preparation, taking
7 into account the exercise of due diligence.

8 5. For the purposes of calculating time under the Speedy Trial Act, 18 U.S.C. § 3161,
9 et seq., the parties agree and request that the time period from August 22, 2023, to
10 November 28, 2023 inclusive, be excluded under 18 U.S.C. § 3161(h)(7)(A), B(iv)
11 [Local Code T4] upon such finding by the Court that the ends of justice served by
12 taking such action outweigh the best interest of the public and the defendant in a
13 speedy trial.

14 IT IS SO STIPULATED.

15
16 Dated: August 16, 2023

/s/ ETAN ZAITSU

17 ETAN ZAITSU
18 Counsel for Defendant
19 TERRY LE CLAIR

20
21 Dated: August 16, 2023

PHILLIP A. TALBERT
United States Attorney

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23 /s/ CHRISTINA MCCALL

24 CHRISTINA MCCALL
25 Assistant United States Attorney
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ORDER

IT IS SO ORDERED that the status conference currently scheduled for August 22, 2023 is hereby **CONTINUED** to **November 28, 2023, at 09:00 a.m.** It is further ordered that the time period between these dates is excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(7)(A) and (B)(i) and (iv), as the ends of justice served by granting the continuance outweigh the best interest of the public and the defendant in a speedy trial.

IT IS SO FOUND AND ORDERED.

Dated: August 16, 2023

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
SENIOR UNITED STATES DISTRICT JUDGE